

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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C. Healion
C Healion

Applicant : Matthew James Fischer, et al. Confirmation No. 4362-
Application No. : 09/825,851
Filed : April 4, 2001
Title : METHOD OF PROVIDING SYNCHRONOUS TRANSPORT OF
PACKETS BETWEEN ASYNCHRONOUS NETWORK NODES IN A
FRAME-BASED COMMUNICATIONS NETWORK

Grp./Div. : 2154
Examiner : Aaron C. Perez Daple

Docket No. : 42145/RJP/B600

**TRANSMITTAL FOR TERMINAL DISCLAIMER TO
OBVIATE A DOUBLE PATENTING REJECTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
December 17, 2004

Commissioner:

Enclosed is a Terminal Disclaimer to Obviate a Double Patenting Rejection and the statutory fee of \$130.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any credit or charge to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Richard J. Paciulan
By _____
Richard J. Paciulan
Reg. No. 28,248
626/795-9900

RJP/cah
Enclosures: Terminal Disclaimer
Check; Copy of letter
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**TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION**

Commissioner for Patents
P.O. Box 1450
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Pasadena, CA 91109-7068
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Commissioner:

BROADCOM CORPORATION, having a place of business at 16215 Alton Parkway, Irvine, CA 92618-3616, is the assignee of the entire interest in U.S. Patent Application No. 09/825,851, filed April 4, 2001, entitled METHOD OF PROVIDING SYNCHRONOUS TRANSPORT OF PACKETS BETWEEN ASYNCHRONOUS NETWORK NODES IN A FRAME-BASED COMMUNICATIONS NETWORK, by virtue of the assignment recorded in the United States Patent and Trademark Office at reel 011691, frame 0175, and also by virtue of the merger recorded at reel 014363, frame 0596 and in U.S. Patent Application No. 09/826,067, (hereinafter the '067 application), by virtue of the assignment recorded in the United States Patent and Trademark Office at reel 011694, frame 0063, and also by virtue of the merger recorded at reel 014363, frame 0596.

BROADCOM CORPORATION hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the '067 application, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title thereto shall be the same

Application No. 09/825,851

as the legal title to the '067 application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, BROADCOM CORPORATION does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of the '067 application in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

A handwritten signature in black ink, reading "Richard J. Paciulan", written over a horizontal line.

By

Richard J. Paciulan
Reg. No. 28,248
626/795-9900

RJP/cah

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